



Certification under 37 CFR 1.8  
I hereby certify that on February 12, 2004 which is the date I am signing this certificate, I am depositing this correspondence for delivery via USPS First Class in an envelope addressed to Mail Stop: Fee Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Elizabeth Baird

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Mail Stop: Fee Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT**

Sir:

In response to Office Action of October 21, 2003, please enter the following response.

**IN THE CLAIMS:**

Please amend the claims as follows:

1. (Currently Amended) A container assembly comprising a closure for an open-ended container, [and an open-ended container], the container assembly comprising;

(i) a flexible membrane for closing the open end of the container[.];

(ii) a seal [provided, in use of the closure,] between the flexible membrane and the [a] container; [and]

(iii) a rigid cap having a resiliently deformable member juxtaposed to the flexible membrane [in use of the closure, the resiliently deformable member,] such that when the cap is in use, [pressing] the flexible membrane is pressed against the container in the vicinity of the seal, thereby

**PATENT**  
**Client/Matter No. 350013-65**

Applicant: Ian Baird-Smith, et al.

Serial No.: 09/445,043

Filed: March 20, 2000

Title: A CONTAINER CLOSURE

Examiner: Robin A. Hylton

Group Art Unit: 3727

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**FEB 20 2004**  
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